

HOUSE BILL NO. 640

Introduced: 02/04/83

Referred to Committee on Appropriations: 02/04/83

Hearing: 3/24/83

Report: 03/28/83, Do Pass, As amended

2nd Reading: 03/28/83, Do Pass

3rd Reading: 03/28/83, Do Pass

Transmitted to Senate: 3/28/83

Referred to Committee on finance & Claims: 4/5/83

Hearing: 4/9/83

On Motion, 4/14/83, That the Bill Be Taken From the
Committee on Finance & Claims, Printed and Placed
On 2nd Reading. Motion Failed

Died in Senate Committee

1 *House* BILL NO. *640*
 2 INTRODUCED BY *Harrington J Jackson Lynch Zindig*
 3 *Keenan Monahan*
 4 A BILL FOR AN ACT ENTITLED: "AN ACT TO APPROPRIATE ALL
 5 MONEY COLLECTED FROM THE METAL MINES LICENSE TAX FOR
 6 CALENDAR YEAR 1982 PRODUCTION, THE TAX ON WHICH IS RECEIVED
 7 IN 1983, FOR USE BY THE LOCAL GOVERNMENTS OF AND SCHOOL
 8 DISTRICTS IN BUTTE-SILVER BOW AND ANACONDA-DEER LODGE; AND
 9 TO DISTRIBUTE SUCH FUNDS DURING THE BIENNIUM ENDING JUNE 30,
 10 1985; PROVIDING AN IMMEDIATE EFFECTIVE DATE AND AN
 11 APPLICABILITY DATE."

12
 13 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

14 Section 1. Metal mines license tax -- appropriation.
 15 Notwithstanding the provisions of 15-1-501 and except for
 16 any portion of such money appropriated for the purposes set
 17 forth in 90-6-303(4), all metal mines license tax money
 18 collected by the state under the provisions of Title 15,
 19 chapter 37, in calendar year 1983 on calendar year 1982
 20 production is appropriated to an account to be known as the
 21 "metal production suspension account" in the earmarked
 22 revenue fund.

23 Section 2. Appropriation of earmarked funds. There is
 24 appropriated, for the biennium ending June 30, 1983, for the
 25 purposes set forth in section 3, all funds in the metal

1 production suspension account in the earmarked revenue fund,
 2 to Butte-Silver Bow consolidated local government and
 3 Anaconda-Deer Lodge consolidated local government in the
 4 proportions and on the dates set forth in section 4.

5 Section 3. Purposes. The money appropriated by this
 6 act may be used for any governmental purpose of the
 7 consolidated local government and for any lawful purpose by
 8 an elementary school or high school district or
 9 vocational-technical center.

10 Section 4. Times and allocation of appropriation. (1)
 11 A distribution to the consolidated local governments shall
 12 be made on July 1, 1983, and July 1, 1984. Thirty percent of
 13 the estimated biennial fund balance shall be made on July 1,
 14 1983, and the balance on July 1, 1984.

15 (2) (a) Each distribution shall be allocated as
 16 follows:

17 (i) 20% shall be distributed to Anaconda-Deer Lodge
 18 consolidated local government; and

19 (ii) 80% shall be distributed to Butte-Silver Bow
 20 consolidated local government.

21 (b) Each local government distribution shall be
 22 allocated as follows:

23 (i) 40% shall be retained by the local government; and

24 (ii) 60% shall be allocated, by a rational proportional
 25 method based upon tax base or tax receipt considerations,

1 to:

2 (A) elementary school districts within the county;

3 (B) high school districts, including
4 vocational-technical centers, within the county.

5 Section 5. Effective date. This act is effective on
6 passage and approval and is applicable to metal mines
7 production in calendar year 1982, the license tax on which
8 is collected in calendar year 1983.

-End-

STATE OF MONTANA

REQUEST NO. 334-83

FISCAL NOTE

Form BD-15

In compliance with a written request received February 7, 19 83, there is hereby submitted a Fiscal Note for House Bill 640 pursuant to Title 5, Chapter 4, Part 2 of the Montana Code Annotated (MCA).

Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

DESCRIPTION OF PROPOSED LEGISLATION:

House Bill 640 appropriates all money collected from the metal mines license tax for calendar year 1982 production. The tax on what is received in 1983 will be used by the local governments and school districts in Butte-Silver Bow and Anaconda-Deer Lodge; distributes such funds during the biennium ending June 30, 1985; and provides an immediate effective date and an applicability date.

ASSUMPTIONS:

- 1) None of the metal mines license tax is appropriated in FY 83 to the Hard Rock Mining Board.

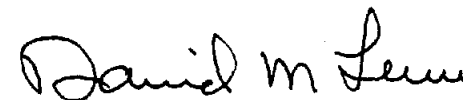
FISCAL IMPACT:

	<u>FY 83</u>	<u>FY 84</u>	<u>FY 85</u>
Metal Mines License Tax Collections			
Under Current Law	\$1.459M	\$1.483M	\$1.049M
Under Proposed Law	<u>1.459M</u>	<u>1.483M</u>	<u>1.049M</u>
Estimated Increase	<u>\$ -0-</u>	<u>\$ -0-</u>	<u>\$ -0-</u>
General Fund			
Under Current Law	\$1.459M	\$1.483M	\$1.049M
Under Proposed Law	<u>-0-</u>	<u>1.483M</u>	<u>1.049M</u>
Estimated Increase	<u>\$(1.459M)</u>	<u>\$ -0-</u>	<u>\$ -0-</u>
Metal Production Suspension Account			
Under Current Law	\$ -0-	\$ -0-	\$ -0-
Under Proposed Law	<u>1.459M</u>	<u>-0-</u>	<u>-0-</u>
Estimated Increase	<u>\$ 1.459M</u>	<u>\$ -0-</u>	<u>\$ -0-</u>

EFFECT ON COUNTY OR OTHER LOCAL REVENUE OR EXPENDITURES:

Thirty percent of the \$1.459 million estimated total distribution to the metal production suspension account would be allocated to the local governments and school districts in Butte-Silver Bow and Anaconda-Deer Lodge on July 1, 1983. The remaining 70% would be allocated on July 1, 1984.

FISCAL NOTE 12:G/1



BUDGET DIRECTOR

Office of Budget and Program Planning

Date: 2-9-83

Approved by Comm.
on Appropriations

HOUSE BILL NO. 640

INTRODUCED BY HARRINGTON, JACOBSON, LYNCH, QUILICI,

STIMATZ, O'CONNELL, DAILY, KEENAN, MENAHAN,

DRISCOLL, HAFLEY, PAVLOVICH, MCBRIDE,

D. BROWN, DOZIER, HAND, HAZELBAKER

A BILL FOR AN ACT ENTITLED: "AN ACT TO APPROPRIATE ALL
MONEY ~~\$100,000~~ COLLECTED FROM THE METAL MINES LICENSE TAX
FOR CALENDAR YEAR 1982--PRODUCTION--THE--TAX--ON--WHICH--IS
RECEIVED--IN--1983, FOR USE BY THE LOCAL GOVERNMENTS OF AND
SCHOOL DISTRICTS IN BUTTE-SILVER BOW AND ANACONDA-DEER
LODGE; AND TO DISTRIBUTE SUCH FUNDS DURING THE BIENNIUM
ENDING JUNE 30, 1985; PROVIDING AN IMMEDIATE EFFECTIVE DATE
AND AN APPLICABILITY DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Metal mines license tax -- appropriation.
Notwithstanding the provisions of 15-1-501 and except for
any portion of such money appropriated for the purposes set
forth in 90-6-303(4), ~~at \$100,000 DE~~ metal mines license
tax money collected by the state under the provisions of
Title 15, chapter 37, in calendar year 1983 on calendar year
1982 production is appropriated to an account to be known as
the "metal production suspension account" in the earmarked
revenue fund.

Section 2. Appropriation of earmarked funds. There is
appropriated, ~~for the biennium ending June 30, 1983,~~
~~\$150,000 FOR FISCAL YEAR 1984 AND \$150,000 FOR FISCAL YEAR~~
~~1985~~ for the purposes set forth in section 3, all funds in
the metal production suspension account in the earmarked
revenue fund, to Butte-Silver Bow consolidated local
government and Anaconda-Deer Lodge consolidated local
government in the proportions and on the dates set forth in
section 4.

Section 3. Purposes. The money appropriated by this
act may be used for any governmental purpose of the
consolidated local government and for any lawful purpose by
an elementary school or high school district or
vocational-technical center.

Section 4. Times and allocation of appropriation. (1)
A distribution to the consolidated local governments shall
be made on July 1, 1983, and July 1, 1984. ~~Thirty-percent-of~~
~~the-estimated-biennial-fund-balance-shall-be-made-on-July-1,~~
~~1983-and-the-balance-on-July-1, 1984.~~

(2) (a) Each distribution shall be allocated as
follows:

(i) 20% shall be distributed to Anaconda-Deer Lodge
consolidated local government; and

(ii) 80% shall be distributed to Butte-Silver Bow
consolidated local government.

SECOND READING

1 (b) Each local government distribution shall be
2 allocated as follows:

3 (i) 40% shall be retained by the local government; and

4 (ii) 60% shall be allocated, by a rational proportional
5 method based upon tax base or tax receipt considerations,
6 to:

7 (A) elementary school districts within the county;

8 (B) high school districts, including
9 vocational-technical centers, within the county.

10 Section 5. Effective date. This act is effective on
11 passage and approval and is applicable to metal mines
12 production in calendar year 1982, the license tax on which
13 is collected in calendar year 1983.

-End-

HOUSE BILL NO. 640

INTRODUCED BY HARRINGTON, JACOBSON, LYNCH, QUILICI,

STIMATZ, O'CONNELL, DAILY, KEENAN, MENAHAN,

DRISCOLL, HAFFEY, PAVLOVICH, MCBRIDE,

D. BROWN, DOZIER, HAND, HAZELBAKER

A BILL FOR AN ACT ENTITLED: "AN ACT TO APPROPRIATE ALL MONEY ~~1300,000~~ COLLECTED FROM THE METAL MINES LICENSE TAX FOR CALENDAR YEAR 1982--PRODUCTION--THE--TAX--ON--WHICH--IS RECEIVED--IN--1983, FOR USE BY THE LOCAL GOVERNMENTS OF AND SCHOOL DISTRICTS IN BUTTE-SILVER BOW AND ANACONDA-DEER LODGE; AND TO DISTRIBUTE SUCH FUNDS DURING THE BIENNIUM ENDING JUNE 30, 1985; PROVIDING AN IMMEDIATE EFFECTIVE DATE AND AN APPLICABILITY DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Metal mines license tax -- appropriation. Notwithstanding the provisions of 15-1-501 and except for any portion of such money appropriated for the purposes set forth in 90-6-303(4), ~~at~~ 1300,000 OF metal mines license tax money collected by the state under the provisions of Title 15, chapter 37, in calendar year 1983 on calendar year 1982 production is appropriated to an account to be known as the "metal production suspension account" in the earmarked revenue fund.

Section 2. Appropriation of earmarked funds. There is appropriated ~~for the biennium ending June 30, 1983~~ 150,000 FOR FISCAL YEAR 1984 AND 150,000 FOR FISCAL YEAR 1985 for the purposes set forth in section 3, all funds in the metal production suspension account in the earmarked revenue fund, to Butte-Silver Bow consolidated local government and Anaconda-Deer Lodge consolidated local government in the proportions and on the dates set forth in section 4.

Section 3. Purposes. The money appropriated by this act may be used for any governmental purpose of the consolidated local government and for any lawful purpose by an elementary school or high school district or vocational-technical center.

Section 4. Times and allocation of appropriation. (1) A distribution to the consolidated local governments shall be made on July 1, 1983, and July 1, 1984. ~~Thirty percent of the estimated biennial fund balance shall be made on July 1, 1983, and the balance on July 1, 1984.~~

(2) (a) Each distribution shall be allocated as follows:

(i) 20% shall be distributed to Anaconda-Deer Lodge consolidated local government; and

(ii) 80% shall be distributed to Butte-Silver Bow consolidated local government.

1 (b) Each local government distribution shall be
2 allocated as follows:

3 (i) 40% shall be retained by the local government; and

4 (ii) 60% shall be allocated, by a rational proportional
5 method based upon tax base or tax receipt considerations,
6 to:

7 (A) elementary school districts within the county;

8 (B) high school districts, including
9 vocational-technical centers, within the county.

10 Section 5. Effective date. This act is effective on
11 passage and approval and is applicable to metal mines
12 production in calendar year 1982, the license tax on which
13 is collected in calendar year 1983.

-End-